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VIDEO SOFTWARE DEALERS ASSOCIATION
11 and ENTERTAINMENT SOFTWARE ASSOCIATION

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14 UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

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16 VIDEO SOFTWARE DEALERS
ASSOCIATION and ENTERTAINMENT
17 SOFTWARE ASSOCIATION,

18 Plaintiffs,

19 vs.

20 ARNOLD SCHWARZENEGGER, in his official
21 capacity as Governor of the State of California;
BILL LOCKYER, in his official capacity as
22 Attorney General of the State of California;
GEORGE KENNEDY, in his official capacity as
23 Santa Clara County District Attorney, RICHARD
DOYLE, in his official capacity as City Attorney
24 for the City of San Jose, and ANN MILLER
RAVEL, in her official capacity as County
25 Counsel for the County of Santa Clara,

26 Defendants.

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28 CASE NO. C 05-4188 RMW (RS)

[PROPOSED] ORDER RE PLAINTIFFS'
NOTICE OF MOTION AND MOTION
FOR SUMMARY JUDGMENT;
MEMORANDUM OF POINTS AND
AUTHORITIES IN SUPPORT THEREOF

Date: May 12, 2006
Time: 9:00 a.m.
Dept: 6

1 The Motion of Plaintiffs Video Software Deals Association ("VSDA") and Entertainment
2 Software Association ("ESA") for Summary Judgment came on regularly for hearing before this
3 Court on May 12, 2006.

4 After full consideration of the evidence, the points and authorities submitted by counsel, the
5 oral arguments of counsel, and all other matters presented to the Court, and good cause appearing
6 therefor,

7 IT IS ORDERED that Plaintiffs Motion for Summary Judgment to permanently enjoin
8 Defendants and their officers, employees, and representatives from enforcing Cal. Civil Code § 1746
9 (2005) is hereby GRANTED.

10 DATED: _____, 2006

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12 United States District Judge
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